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By:

Printed: Kathleen Muto



Docket No. MBI-0022

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Keddie, James et al.

Title: GENES FOR MODIFYING PLANT TRAITS

Serial No.: 09/713,994

Filing date: 16 November 2000

Examiner: Kruse, David H.

Group Art Unit: 1638

Commissioner of Patents and Trademarks
Washington, D.C. 20231

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**SUBMISSION OF COURTESY COPY OF COMPUTER READABLE FORM (CD)
COMPRISING "APPENDIX A" AS ORIGINALLY FILED**

Dear Sir:

Pursuant to 37 C.F.R. § 1.182, Applicants respectfully request a Corrected Filing Receipt for the instant application:

1. Applicants respectfully submit that an appendix (Appendix A), which included data summaries, polypeptide and polynucleotide sequences in a computer readable format on a compact disc (CD), was included with the instant patent application (No. 09/713,994) at the time of filing of the instant application. However, the original CD as filed which contained Appendix A was lost or misplaced by the USPTO.

2. Applicants have previously submitted a copy of the Patent Application Transmittal Form which clearly shows that a set of CD-ROMs were submitted as an Appendix (see Box 7 of Application Elements) (Exhibit 1) in a Response to Office Action and Amendment, filed 30 December, 2002. A courtesy copy of the the Patent Application Transmittal Form is also included with this communication.

3. Applicants have also previously submitted a copy of Appendix A with the parent Provisional Application 60/197,899, filed April 17, 2000, entitled "Plant Trait Modification II". A copy of the Cover Sheet submitted with application 60/197,899, which shows the Appendix as part of the Enclosed Application Parts, is attached. Also attached are three pages of the Appendix as filed with the provisional application and the instant application, "Summary of G896", in which the G896 polynucleotide and G896 polypeptide sequences, SEQ ID NO: 15 and 110, respectively, were included.

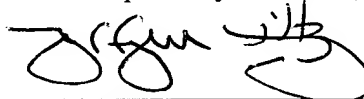
4. Appendix A as submitted with the instant application at the time of filing contained the polynucleotide and polypeptide sequences for SEQ ID NO: 110 (G896). SEQ ID NO: 110 was identified in the substitute sequence listing filed 30 December, 2002. This sequence may be found in the file "seq.htm" located in the contents of the CD by the path: "gfr\G896\ seq.htm".

5. A courtesy copy of Appendix A on a CD is included herewith.

6. The contents of the CD, i.e., Appendix A, including all of data and sequences within Appendix A, and including that of SEQ ID NO: 110, are identical to that contained in the original CD, i.e., Appendix A, submitted at the time the instant application was filed.

7. Applicants believe that no fee is due for the request of this Corrected Filing Receipt. However, if the Commissioner determines that a fee is due, the Commissioner is hereby authorized to charge such necessary fee to Mendel Biotechnology, Inc. Deposit Account No. **50-1025**. This form is enclosed in duplicate.

Respectfully submitted,



Date: 15 April, 2003

By:

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